

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:45 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Navy Weapons and other Procurement. Testimony was heard from the following officials of the Department of the Navy: RAdm. G.W. Gee, USN, Director, Surface Combat Systems Division; and RAdm. S.F. Loftus, USN, Director, Budget and Reports, Office of the Navy Comptroller.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Navajo-Hopi Relocation Commission. Testimony was heard from Hawley Atkinson, Chairman, Navajo-Hopi Relocation Commission; and Ross O. Swimmer, Assistant Secretary, Indian Affairs, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Mediation Board and on the Federal Mediation and Conciliation Service. Testimony was heard from Helen M. Witt, Chairman, National Mediation Board; and Kay McMurray, Director, Federal Mediation and Conciliation Service.

REAUTHORIZATION OF SERVICES TO PROTECT INSTITUTIONALIZED MENTALLY ILL PERSONS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of services to protect institutionalized mentally ill persons from abuse and neglect. Testimony was heard from public witnesses.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Granted a modified open rule providing 2 hours of general debate on H.R. 4264, National Defense Authorization Act, Fiscal Year 1987. The rule makes in order specified amendments printed in the committee report accompanying this rule.

Tuesday, April 26, 1988

Senate

Chamber Action

Routine Proceedings, pages 8674–8789

Measures Introduced: Four bills and five resolutions were introduced, as follows: S. 2323–2326, S. Res. 420 and 421, and S.J. Res. 303–305.

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Measures Passed:

Commending G. Russell Walker: Senate agreed to S. Res. 420, expressing deep appreciation and gratitude to G. Russell Walker for his years of faithful and exemplary service to his country and to the United States Senate.

Page 8674

U.S. Army Corps of Engineers—Authorizations: Senate passed S. 2100, authorizing the U.S. Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States, after agreeing to committee amendments, and the following amendment proposed thereto:

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Byrd (for Burdick and Stafford) Amendment No. 1978, to incorporate the following new general provisions: to clarify the cost sharing for the Indiana Shoreline project; to allow the continued use of confined disposal sites for depositing dredge materials until such facilities are no longer needed; to extend for three years the time to make modifications to existing Corps projects for the improvement of the environment; to declare a portion of the Gravesend Bay of Brooklyn, New York to be non-navigable for the purpose of navigational servitude; and to establish a water resource management and planning service for the Hudson River Basin in New York and New Jersey.

Page 8778

Presidential Transition: Senate passed S. 2037, to amend the Presidential Transition Act of 1963 to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 8783

Dole (for Stevens) Amendment No. 1979, to provide an increase in funding levels for the out-going President's transition.

Page 8785

Omnibus Trade and Competitiveness Act of 1988—Conference Report: Senate continued con-

sideration of the conference report on H.R. 3, to enhance the competitiveness of American industry.

Pages 8683, 8700

Senate will continue consideration of the conference report on tomorrow.

Nominations Received: Senate received the following nominations:

Mary A. Ryan, of Texas, to be Ambassador to the Kingdom of Swaziland.

Pamela A. Rymer, of California, to be United States Circuit Judge for the Ninth Circuit.

Norwood C. Tilley, Jr., to be United States District Judge for the Middle District of North Carolina.

Charles R. Ritcheson, of California, to be a Member of the National Council on the Humanities.

Warren J. Baker, of California, to be a Member of the National Science Board, National Science Foundation.

3 Army nominations in the rank of general.

1 Air Force nomination in the rank of general.

Routine lists of Army, Navy, and Air Force nominations.

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Messages From the President:

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Messages From the House:

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Measures Referred:

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Petitions and Memorials:

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Communications:

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Statements on Introduced Bills:

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Amendments Submitted:

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Additional Cosponsors:

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Authority for Committees:

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Notices of Hearings:

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Additional Statements:

Page 8765

Recess: Senate convened at 11 a.m., and recessed at 6:48 p.m., until 10 a.m., on Wednesday, April 27, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 8789.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the programs of the Department of Agriculture, receiving testimony from Senators Glenn and Conrad; and numerous public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for the Agency for International Development, receiving testimony from Alan Woods, Administrator, AID.

Hearings continue on Thursday, April 28.

APPROPRIATIONS—FEMA

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Federal Emergency Management Agency, receiving testimony from Julius W. Becton, Jr., Director, Federal Emergency Management Agency.

Subcommittee will meet again on Monday, May 9.

APPROPRIATIONS—INTERIOR/RELATED AGENCIES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Rick Ventura, Assistant Secretary, Policy, Budget and Administration, Ralph W. Tarr, Solicitor, and James R. Richards, Inspector General, all of the Department of the Interior; Hawley Atkinson, Chairman, Navajo-Hopi Relocation Commission; and Carol Baker, President, Institute of American Indian and Alaska Native Culture and Arts Development.

Subcommittee will meet again on Thursday, April 28.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1989 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from James B. Wyngaarden, Director, Donald A.B. Lindberg, Director, National Library of Medicine, Carl Kupfer, Acting Director, Fogarty International Center, Betty H. Pickett, Director, Division of Research Resources, and Ada Sue Hinshaw, Director, National Center for Nursing Research, all of the National Institute of Health, Department of Health and Human Services.

Hearings continue tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee continued consideration, in closed session, of proposed legislation authorizing funds for fiscal year 1989 for the

Department of Defense, but did not complete action thereon, and will meet again tomorrow.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered the following business items favorably reported:

S. 1632, authorizing funds for fiscal year 1989 for certain programs of the National Science Foundation, with amendments. (As approved by the committee, the bill authorizes \$2,500,000,000 for research and related programs and Antarctic programs);

S. 2320, authorizing funds for the National Railroad Passenger Corporation (AMTRAK). (As approved by the committee, the bill authorizes \$630 million for fiscal year 1989, \$656 million for fiscal year 1990, and \$681 million for fiscal year 1991);

S. 473, to establish guidelines for Federal standards of liability for general aviation accidents, with amendments; and

The nominations of Donna F. Tuttle, of California, to be Deputy Secretary of Commerce, Elaine L. Chao, of California, to be a Member of the Federal Maritime Commission, and Randolph J. Agley, of Michigan, to be a Member of the Advisory Board of the St. Lawrence Seaway Development Corporation.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered the following nominations favorably reported:

George F. Murphy, Jr., of Maryland, to be Deputy Director of the U.S. Arms Control and Disarmament Agency, Frederick M. Bernthal, of Tennessee, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, George A. Trail III, of Pennsylvania, to be Ambassador to the Republic of Malawi, George E. Moose, of Maryland, to be Ambassador to the Republic of Senegal, Rush W. Taylor, Jr., of Texas, to be Ambassador to the Republic of Togo, M. Alan Woods, of Washington, DC, to be a Member of the Board of Directors of the Inter-American Foundation, and a Foreign Service officers' promotion list received by the Senate on April 12, 1988.

Also, the committee began consideration of the following mutual legal assistance in criminal matters treaties:

The Treaty Between the United States of America and the United Kingdom of Great Britain and Northern Ireland concerning the Cayman Islands (Treaty Doc. 100-8), Treaty on Cooperation Between the United States of America and the United Mexican States (Treaty Doc. 100-13), Treaty Between the Government of the United States of America and the Government of Canada (Treaty Doc. 100-14), Treaty Between the United States of America and the Kingdom of Belgium (Treaty Doc. 100-16), Treaty Between the United States of Amer-

ica and the Commonwealth of The Bahamas (Treaty Doc. 100-17), and Treaty Between the Government of the United States of America and the Government of the Kingdom of Thailand (Treaty Doc. 100-18), but did not take final action thereon, and recessed subject to call.

OSHA SAFETY AND HEALTH STANDARDS

Committee on Labor and Human Resources: Committee concluded oversight hearings on the development and promulgation of safety and health standards and the enforcement of those standards by the Occupational Safety and Health Administration (OSHA), focusing on the L'Ambiance Plaza building collapse in Connecticut, after receiving testimony from Representative Shays; John W. Lyons, Director, National Engineering Laboratory, Charles G. Culver, Chief, Structures Division, and Richard N. Wright, Director, both of the Center for Building Technology, all of the National Bureau of Standards, Department of Commerce; John Pendergrass, Assistant Secretary of Labor for Occupational Safety and Health Administration; Mayor Thomas W. Bucci, Bridgeport, Connecticut; Robert A. Georgine, Building and Construction Trades Department, AFL-CIO, Washington, DC; Joseph P. Egan, Jr., International Association of Bridge, Structural and Ornamental Iron Workers AFL-CIO, (Local Union 424), New Haven, Connecticut; Nancy Daddona, Prospect, Connecticut; and Mary Beth Addona, Oakville, Connecticut.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee began closed markup of proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, but did not complete action thereon, and will meet again on Thursday, April 28.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4454-4469; and 7 resolutions, H.J. Res. 552-555, and H. Con. Res. 287-289 were introduced.

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Bills Reported: Reports were filed as follows:

H.R. 2737, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program, amended (H. Rept. 100-580);

H.R. 3977, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993, amended (H. Rept. 100-581);

H.R. 4267, to authorize additional appropriations for the WEB Rural Water Development Project, amended (H. Rept. 100-582);

H.R. 2558, to authorize the Secretary of the Interior to take corrective action to protect certain portions of the Franklin County, Washington, road system within the Federal Columbia Basin reclamation project, amended (H. Rept. 100-583);

H.R. 3679, to clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Chippewa Indians as a distinct Indian tribe, to clarify the status of members of the band, and to transfer title to trust lands, amended (H. Rept. 100-584);

H.R. 3819, to prohibit additional appropriations for the analysis and study for the Shaws Bend site of the Colorado Coastal Plains project (H. Rept. 100-585);

H.R. 4213, to amend title 38, United States Code, with respect to the Montgomery GI Bill, amended (H. Rept. 100-586); and

H.R. 2806, to amend the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701) to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior, amended (H. Rept. 100-587).

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Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Coelho to act as Speaker pro tempore for today.

Page 8793

Lady Bird Johnson: House agreed to H. Res. 431, honoring Lady Bird Johnson for her years of dedicated service to the people of the United States and her efforts in the beautification of the Nation and congratulating her in her diamond jubilee year.

Page 8795

Presidential Message—Nicaraguan Emergency: Read a message from the President wherein he notifies Congress that the Nicaraguan emergency is to continue in effect beyond May 1, 1988—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 100-184).

Page 8796

Member Sworn: Representative-elect McCrery presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 8801

Committees To Sit: Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, April 27; and

Page 8802

Subcommittee on Fisheries and Wildlife Conservation and Environment of the Committee on Mer-

chant Marine and Fisheries received permission to sit on Wednesday, April 27 and Thursday, April 28.

Page 8802

Defense Authorization: House completed all general debate on H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for Fiscal Years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Wednesday, April 27.

Page 8802

H. Res. 435, the rule under which the bill is being considered, was agreed to earlier by a yeas-and-nays vote of 343 yeas to 56 nays, Roll No. 67.

Page 8796

Referrals: Two Senate-passed measures were referred to the appropriate House Committees.

Page 8840

Quorum Calls—Votes: One yeas-and-nays vote developed during the proceedings of the House today and appears on page 8800. There were no quorum calls.

Adjournment: Met at 4:30 p.m. and adjourned at 8:18 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Strategic Defense Initiative. Testimony was heard from Lt. Gen. James A. Abrahamson, USAF, Director, Strategic Defense Initiative Organization.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Territorial and International Affairs. Testimony was heard from Richard T. Montoya, Assistant Secretary, Territorial Affairs, Department of the Interior; and officials of the various Territories.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings.

Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Agricultural Research Service, Cooperative State Research Service, Extension Service and on National Agricultural Library. Testimony was heard from the following officials of the USDA: Mary E. Carter, Acting Administrator, Agricultural Research Service; John Patrick Jordan, Administrator, Cooperative State Research Service; Myron D. Johnsrud, Administrator, Extension Service; and Joseph H. Howard, Director, National Agricultural Library.

TRADE ISSUES

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on Trade issues, including Canada. Testimony was heard from William Merkin, Deputy Assistant Trade Representative for Canada, Office of the U.S. Trade Representative; and public witnesses.

PEACE CORPS PROGRAMS AND ACTIVITIES

Committee on Foreign Affairs: Held an overview hearing on the Peace Corps programs and activities; including consideration of H.R. 2632, to provide for a Peace Corps training and educational benefits demonstration program. Testimony was heard from Representative Morella; Loret Ruppe, Director, Peace Corps; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on the following bills: H.R. 2126, to amend the Energy Reorganization Act of 1974 to create an Office of Inspector General and an office of Investigations in the Nuclear Regulatory Commission; H.R. 3049, Nuclear Regulatory Commission Accountability Act of 1987; H.R. 3124, to amend the Energy Reorganization Act of 1974 to require Presidential appointment and Senate confirmation of the Executive Director for Operations of the Nuclear Regulatory Commission; H.R. 3285, Nuclear Energy Reorganization Act of 1987; H.R. 4134, Nuclear Standardization and Safety Reform Act of 1988; and

H.R. 4140, Nuclear Investigations Improvement Act of 1988. Testimony was heard from Senator Breaux; Representatives Mavroules and Glickman; from the following officials of the NRC: Lando W. Zech, Chairman; Thomas M. Roberts, Frederick M. Bernthal, Kenneth M. Carr and Kenneth C. Rogers, all Commissioners; and Ben B. Hayes, Director, Office of Investigations; David Williams, Director, Office of Special Investigations, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 2813, to direct the Secretary of the Interior to convey a certain parcel of land located near the city of Barstow, CA; H.R. 3680, Omnibus Public Lands Act of 1987; H.R. 4097, to direct the Secretary of the Interior to transfer a certain parcel of land in Clark County, Nevada; and H.R. 4028, to authorize the Secretary of Agriculture to exchange certain National Forest System lands in the Targhee National Forest. Testimony was heard from Representative Stallings; Roland Robison, Deputy Director, Bureau of Land Management, Department of the Interior; George M. Leonard, Associate Chief, Forest Service, USDA; John O. Sessions, member, House of Representatives, State of Idaho; and public witnesses.

PANAMA CANAL COMMISSION REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf approved for full Committee action H.R. 4449, to authorize expenditures for fiscal year 1989 for the Panama Canal Commission to operate and maintain the Panama Canal.

WOMEN'S BUSINESS ISSUES

Committee on Small Business: Held a hearing on women's business issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

AFDC QUALITY CONTROL SYSTEM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation approved for full Committee action the AFDC quality control system and foster care independent living initiatives.

OLDER AMERICANS ACT

Select Committee on Aging: Subcommittee on Human Services held a hearing on Older Americans Act proposed regulations. Testimony was heard from public witnesses.

Joint Meeting

CONGRESSIONAL BUDGET

Conferees met to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete action thereon, and will meet again tomorrow.

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Wednesday, April 27, 1988

Senate

Chamber Action

Routine Proceedings, pages 8873-9052

Measures Introduced: Four bills were introduced, as follows: S. 2327-2330.

Page 9020

Measures Reported: Reports were made as follows:

S. 794, to amend chapter 13 of title 18, United States Code, to impose criminal penalties and provide a civil action for damage to religious property and for injury to persons in the free exercise of religious beliefs, with an amendment in the nature of a substitute. (S. Rept. No. 100-324)

S. 1828, for the relief of San Juan County Nursing Home, of Blanding, Utah.

S. Con. Res. 95, to express the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children.

Page 9019

AIDS Research and Information Act: Senate began consideration of S. 1220, to amend the Public Health Service Act, to provide for a comprehensive program of education, information, risk reduction, training, prevention, treatment, care, and research concerning acquired immunodeficiency syndrome, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 8981

Adopted:

Helms Amendment No. 1980, to repeal District of Columbia Law 6-170, the Prohibition of Discrimination in the Provision of Insurance Act of 1986.

Page 8997

Rejected:

By 19 yeas to 66 nays (Vote No. 111), Helms Amendment No. 1982, to provide that none of the funds provided under the Act or an amendment made by the Act shall be used to provide hypodermic needles or syringes.

Page 9004

Withdrawn:

Armstrong Amendment No. 1981, to encourage States and local governments to allow physicians to notify spouses of AIDS carriers of the risks such spouses face.

Page 9002

Pending:

Helms Amendment No. 1983, to provide that none of the funds provided under the Act or an amendment made by the Act shall be used to provide hypodermic needles or syringes to drug addicts.

Page 9009

A unanimous-consent agreement was reached providing for further consideration of the amendment, with 40 minutes of debate and a rollcall vote to occur thereon.

Page 9009

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, April 28.

Extension of the Immigration and Nationality Act: Senate began consideration of a motion to proceed to consider H.R. 4222, to amend the Immigration and Nationality Act, to extend for 6 months the application period under the legalization program.

Page 9010

A motion was entered to close further debate on the motion to proceed, and, pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion would occur on Monday, May 9.

Page 9013

Omnibus Trade and Competitiveness Act of 1988—Conference Report: by 63 yeas to 36 nays (Vote No. 110), Senate agreed to the conference report on H.R. 3, to enhance the competitiveness of American industry.

Page 8880

Authority for Committees: All committees were authorized to file reports during the recess, on Wednesday, May 4, from 10 a.m. until 5 p.m.

Page 9051

Nominations Received: Senate received the following nominations:

Jan W. Mares, of Connecticut, to be an Assistant Secretary of Commerce.

Wendy M. DeMocker, of Virginia, to be an Assistant Secretary of Transportation.

Jane A. Kenny, of Virginia, to be Deputy Director of the ACTION Agency.

Marian N. Koonce, of California, to be a Member of the National Council on the Handicapped.

Page 9052

Nominations Confirmed: Senate confirmed the following nominations:

George A. Trail III, of Pennsylvania, to be Ambassador to the Republic of Malawi.